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10/622, 201

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Reissued Patent RE39,247 E
Inventors: Barry et al.
Reissued: August 22, 2006
For: GLYPHOSATE-TOLERANT
5-ENOLPYRUVYLSHIKIMATE-
3-PHOSPHATE SYNTHASES

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Atty Docket: 11899.0175.REUS07

REQUEST FOR CERTIFICATE OF CORRECTION

Certificate

SEP 22 2006

of Correction

Attention Certificate of Corrections Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby request the issuance of a Certificate of Correction for U.S. Reissued Patent RE39,247 E. Enclosed is a PTO Form PTO/SB/44 (in duplicate) indicating the requested corrections. The corrections do not constitute new matter and do not require reexamination.

The errors corrected in claims 10, 21, 38, 57, 58, 69 and 139 are due to the Patent Office's oversight in renumbering the dependency of those claims. The error corrected in claim 32 is a Patent Office typographical error. The errors corrected in claim 109 are due to a Patent Office oversight in amending claim 109 according to the Supplemental Examiner's Amendment dated November 2, 2005.

SEP 22 2006

Should any fees be required for any reason relating to this Request, the Commissioner is authorized to deduct said fees from Deposit Account No. 08-3038/11899.0175.REUS07.

Date: September 12, 2006

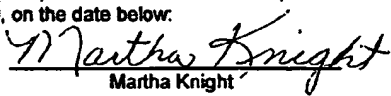
Howrey LLP
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Respectfully submitted,



Janelle D. Waack
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Attorney for Assignee
Monsanto Technology LLC

| CERTIFICATE OF MAILING 37 C.F.R. 1.8 | |
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| I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below: | |
| <u>September 12, 2006</u> Date |  Martha Knight |

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U.S. Reissue Patent RE39,247 E
Request for Certificate of Correction

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

Page 1 of 1

PATENT NO. : RE 39,247 E
APPLICATION NO.: 10/622,201
ISSUE DATE : August 22, 2006
INVENTOR(S) : Gerard F. Barry et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

- In claim 10, line 1, replace "137" with --131--.
- In claim 21, line 1, replace "143" with --137--.
- In claim 32, line 2, replace "plant" with --planted--.
- In claim 38, line 1, replace "155" with --149--.
- In claim 57, line 1, replace "137" with --131--.
- In claim 58, line 1, replace "137" with --131--.
- In claim 69, line 2, replace "149" with --143--.
- In claim 109, lines 7, 9 and 13, replace "RNS" with --RNA--.
- In claim 139, line 1, replace "130" with --138--.

MAILING ADDRESS OF SENDER (Please do not use customer number below):

Howrey LLP
1111 Louisiana, 25th Floor
Houston, TX 77007

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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